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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 ROMEO C. ALLEN,

9 Plaintiff,

v.

10 LEWIS COUNTY DISTRICT COURT,

11 Defendant.

12 CASE NO. C23-5424 BHS

13 ORDER

14 THIS MATTER is before the Court on Magistrate Judge Grady J. Leupold's
15 Report and Recommendation (R&R), Dkt. 4, following his 28 U.S.C. § 1915(e)(2)(B)
16 screening of pro se plaintiff Allen's application to proceed *in forma pauperis*, supported
17 by his proposed complaint, Dkt. 1.

18 The R&R recommends denying Allen's application and dismissing the case
19 without prejudice, as it is facially frivolous and fails to state a plausible claim. *Id* at 2.

20 Allen has not objected. The R&R is **ADOPTED**. Allen's application to proceed *in*
21 *forma pauperis* is **DENIED without prejudice** to apply to the Ninth Circuit for such
status in the event of an appeal. The case is **DISMISSED without prejudice**.

22 The Clerk shall enter a JUDGMENT and close the case.

1 Dated this 14th day of June, 2023.

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BENJAMIN H. SETTLE
United States District Judge